

LEGISLATURE OF THE STATE OF IDAHO  
Sixty-third Legislature First Regular Session - 2015

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 203

BY WAYS AND MEANS COMMITTEE

AN ACT

RELATING TO FIRE PROTECTION DISTRICTS; AMENDING SECTION 31-1421, IDAHO CODE, TO PROVIDE REQUIREMENTS RELATING TO CONTRACTS ENTERED INTO BY A BOARD OF FIRE DISTRICT COMMISSIONERS FOR EMPLOYMENT OF OFFICERS, AGENTS AND EMPLOYEES, TO PROVIDE AN EXCEPTION, TO PROVIDE FOR APPLICABILITY AND TO MAKE A TECHNICAL CORRECTION.

Be It Enacted by the Legislature of the State of Idaho:

SECTION 1. That Section 31-1421, Idaho Code, be, and the same is hereby amended to read as follows:

31-1421. COMPENSATION AND BENEFITS -- EXPENSES -- LIABILITY -- EMPLOYMENT CONTRACTS. (1) Fire district commissioners may receive reasonable compensation for their services as commissioners. The fire protection board shall fix commissioner benefits and compensation for the fiscal year. Compensation for performing district business shall not exceed seventy-five dollars (\$75.00) per day. District business shall include time spent preparing for and attending regular and special board meetings and meetings of committees established by the board. Additional compensation, if approved by a majority of the fire protection board, may be calculated for commissioners who attend county or state agency meetings, educational classes, seminars, and other miscellaneous district business. Commissioners may also participate in the district's employee benefit package in the same manner as employees or volunteers. Any proposed commissioner benefits and annual compensation shall be published as a separate line item in the annual budget of the fire protection district.

(2) Actual expenses of commissioners for travel, and other district expenses approved by the board, shall be paid to the commissioners in addition to their annual compensation and benefits. The payment for expenses shall be paid from the funds of the fire protection district on either a per diem basis or upon the presentation of itemized receipts to the treasurer.

(3) The board shall fix the annual compensation and benefits to be paid to the other officers, agents and employees of the fire district, which shall be paid out of the treasury of the fire district.

(4) The district shall be liable and responsible for the actions and omissions of the commissioners, officers, agents and employees of the district, when the commissioners, officers, agents and employees are performing their duties within the course and scope of their employment with the district, and on behalf of the district.

(5) Any contract entered into by a board of fire district commissioners for the employment of officers, agents or employees, other than a collectively bargained agreement entered into with an exclusive representative pursuant to section 44-1804, Idaho Code, may extend for a term not to exceed two (2) years and shall include an at-will employment provision or clause.

1     The provisions of this subsection shall apply to contracts entered into or  
2     renewed on or after the effective date of this act.